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Customer No. 22,852
Attorney Docket No. 806,449

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Marie-Christine BISSERY) Group Art Unit: 1614
Serial No.: 09/809,329) Examiner: To Be Assigned
Filed: March 16, 2001)
For: A Composition Comprising Camptothecin)
or a Camptothecin Derivative and a)
Topoisomerase II Inhibitor for the)
Treatment of Cancer)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application. Copies of the listed documents are attached.

In lieu of a statement of relevance or translation of the non-English documents, abstracts in English have been provided for the Japanese patents and publications. In addition, WO 97/00876 bears an Abstract in English on the title page.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim

in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there are any fees due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully Submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Date: September 10, 2001

By: 

Carol P. Einaudi
Reg. No. 32,220